

Minutes of a Regular Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, August 5, 1975, at 10:30 A. M.

Present:

John H. Leonard, Supervisor
Robert G. Leonard, Town Justice
Gregory R. Manning, Town Justice
George G. Young, Councilman
Francis E. Menendez, Councilman

Also Present: Allen M. Smith, Town Attorney
Alex E. Horton, Supt. of Highways.

EXECUTIVE SESSION - FRIDAY, August 1st, 1975

10:15 A. M. - Charles Woods, Jr. - re proposed Wading River Ferry Route
10:45 A. M. - Rollin Hargis & Olin Warner, Jr. - re Water District Extension on River Road (Roll-in Park and Warner Duck Ranch).
11:00 A. M. - Michael Rosicke, Davy Tree Expert Co. & Alex Horton, Supt. of Highways.

Supervisor Leonard called the Meeting to Order at 10:30 A. M. and the Pledge of Allegiance was recited.

Town Justice Leonard offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the Minutes of the Meeting of the Town Board of the Town of Riverhead, held July 15, 1975, be approved as submitted.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

BOARD OF AUDIT

The Town Board convened as a Board of Audit and examined the following bills, submitted on Abstract dated August 5th, 1975:

Fresh Pond-Sound Avenue Contract	\$19,059.96
General Town	34,076.70
Highway Item #1	6,198.05
Highway Item #3	1,181.46
Highway Item #4	2,551.00
Drug Abuse Program	480.82
Sr. Nutrition Program	931.09
Town Hall Capital Project	34.28
Special Districts	436.18

8/3/75 322.
Councilman Menendez offered the following resolution which was seconded by Town Justice Manning and unanimously passed by the Town Board.
BE IT RESOLVED, That the following bills be and are hereby approved for payment:

Fresh Pond -Sound Avenue Contract	\$19,059. 96
General Town	34,076. 70
Highway Item #1	6,198. 05
Highway Item #3	1,181. 46
Highway Item #4	2,551. 00
Drug Abuse Program	480. 82
Sr. Nutrition Program	931. 09
Town Hall Capital Project	34. 28
Special Districts	436. 18

REPORTS

Building Department, month of July, 1975. Filed.
Police Department, month of July, 1975. Filed.
Recreation Department, month of June, 1975. Filed.

COMMUNICATIONS

Catherine Staples, Los Angeles, California, dated 7/20/75, stating she had seen the newscast on TV comparing the treatment of stray dogs in Gary, Indiana and Calverton and commended the Town for their humane treatment.

She further stated that the rest of the nation can look to Riverhead as an example of a community with its priorities well arranged. Filed.

Copies to Town Board, Town Attorney and Kent Animal Shelter.

Mary Ann Fereira, Spokane, Washington, dated 7/19/75, commending the Town on the TV newscast concerning the treatment of stray animals in Calverton as compared to Gary, Indiana. She further stated as follows:

"In Spokane we are having a very difficult time right now convincing the City Council that the people do not want their dogs and cats sold for live animal experiments. The city of Spokane has a very, very small dog pound that has been "temporary quarters" for the past 14 years. The Spokane Humane Society has a beautiful new 40 acre complex and could handle the city's animal control problem if they were given the job by City Council. However, some of the Councilmen think it is a great idea to make money by selling the animals for live experiments. This is leading to the theft of healthy, well cared for family pets right out of the owners' yards, since the labs want certain size and type dogs - and they don't want sickly or starved ones, so the best candidates are our much loved family dogs. We are trying to get the animal control back into the hands of the Humane Society, and we think it might help us to accomplish this if you will be kind enough to send us a copy of your set-up - how it works and what it does - the laws and costs. Thank you so very much, and congratulations on being a town full of responsible, warm and kindhearted people. I wish I lived in your town, myself - people that are still capable of feeling compassion and concern for Gods creatures must be great to live with.

Thank you very much, Mary Ann Fereira and Citizens Group. Filed.
Copies to Town Board, Town Attorney and Kent Animal Shelter.

8/5/75
COMMUNICATIONS continued:

Arthur Anderson, dated 7/17/75, tendering his resignation as school crossing guard, due to health reasons, effective immediately. Filed.

Copies to Town Board, Town Attorney and Police Chief Grodski.

Dept. of Housing and Urban Development, dated 7/18/75, to the Building Inspector, stating in part as follows:

"It is a pleasure to inform you that the Federal Insurance Administration has arranged with Camp, Dresser & McKee, Inc. to conduct a flood elevation study for Riverhead, Town of, Suffolk County, New York.

This study will develop technical information needed to establish actuarial insurance rates and provide a basis for the adoption of appropriate flood plain management measures. Included in the findings of the study will be flood frequency elevations for the areas of the community which have a special flood hazard.

During this study, your cooperation and that of your community is needed as pledged when the community entered the National Flood Insurance Program. Specifically, we ask that information about the study be disseminated widely within the community so that interested persons will have an opportunity to bring relevant data to your attention for submittal to the organization performing the study."

They further state that the study is expected to begin July 26, 1975 and be completed in about 22 months. Filed.

Copies to Town Board and Town Attorney.

Mrs. Hallock Luce, Jr., dated 7/19/75, stating:

"At present there is a chain link fence separating the parking lot on First Street from the individual property owners with the exception of our property. Many years ago, we had erected a fence which is now in disrepair due to the public climbing over this fence from the parking lot.

I would appreciate it if you would consider putting a chain link fence behind our property to prevent trespassing and the many attempted break-ins of the doctor's office." Filed.

Copies to Town Board and Town Attorney.

The Town Board will take the matter under due consideration.

Dept. of the Army, N. Y. District Corps of Engineers, dated 7/18/75 re Public Notice #8179, on application of Broad Cove Colony and Yacht Club c/o Leonard G. Sucsy, to install two (2) floating pier arrangements and dredging in Terry's and Meetinghouse Creeks, Great Peconic Bay, in Aquebogue, N. Y.

They further state that any criticisms or protests regarding the proposed work should be prepared in writing and mailed to reach their office prior to August 19, 1975, otherwise it will be presumed that there are no objections. Filed.

Copies to Town Board, Town Attorney and Mr. Horton.

The Town Board has no objections.

COMMUNICATIONS continued:

Suffolk County Dept. of Planning, dated 7/17/75, re Amended Building Zone Ord. #26, Town of Southampton, stating if a resolution of objection (Including specific reasons therein or appended thereto) of the municipal board is not received by August 4, 1975, they will assume there are no objections. Filed. Copies to all Town Agencies.

Thomas Ward, Housing Inspector, submits copy of communication sent to County to protect the Town in case of any accident on the property, dated 7/18/75. The letter was addressed to the Suffolk County Property Management Department and it referred to the Nash property, Town of Riverhead, stating in part that nine (9) buildings and trailers are involved and summarizes as follows:

SUMMARY: This area is a complex of dilapidated buildings, trailers, sheds, piles of junk, used building materials and a compost pile. The buildings that are not being lived in, now pose a possible hazard to children and any person who, legally or illegally might enter. The buildings are locked with small hasps and small locks and are not deemed secured. The junk and compost piles provide a harbor for rats and mice, which are evident in the area. The conditions of the buildings, contents and stored materials also post a fire hazard.

RECOMMENDATION: All buildings in the area that are not occupied should be demolished or boarded up and have the electric cut off at the pole. The occupied buildings should be brought up to standard or be vacated and demolished or boarded up. The grounds should be cleared of all trash, junk, sheds, debris and trailers. " Filed.

Copies to Town Board, Town Attorney and County Health Department.

Planning Board, dated 7/17/75, re Westwood Acres at Aquebogue, stating that a letter has been received from Alex Horton, Supt. of Highways that the roads in the above mentioned subdivision have been constructed to his satisfaction.

They further state that they approve the release of the Bond for the construction of the roads. Filed.

Copies to Town Board, Town Attorney and Mr. Horton.

Resolution releasing Bond will be prepared for the next meeting of the Town Board.

Raymond Wiwczar, Building Inspector, dated 7/15/75, submitting a lengthy report containing 13 objections and comments on the proposed local laws pertaining to licensing of home improvement contractors unanimously agreed upon at a meeting of the Building Inspectors of the five East End Towns held on May 6th, 1975. Filed.

This report is on file in the Town Clerk's Office and may be reviewed by any interested party.

Copies to Town Board, Town Attorney and Zoning Board of Appeals.

COMMUNICATIONS continued:

William C. Hauggard, dated 7/18/75, re LILCO hearing, stating in part, as follows:

"Until yesterday I thought the LILCO hearings necessary, although somewhat tedious. Newspaper accounts of Thursday's session convince me the town is poorly served by its counsel.

Mr. Martin London is reported to have criticized some figures given LILCO by William Miller, a respected Wading River real estate broker, on the ground that Mr. Miller had been or might be paid for his work in getting the figures together. If this is the tone of the town's attack on LILCO, it is disgraceful.

The truth is, it is Mr. London who "is on the LILCO payroll", since LILCO is forced to pay a share of the legal expenses of its opponents.

The Town should change course on the hearings. Employ local talent. I personally prefer good, solid, old-fashioned, irrational opposition to ritualistic Madison Avenue techniques the town has hired. " Filed.

Copies to Town Board and Town Attorney.

LILCO, dated 7/10/75, stating that "the purpose of this letter is to bring to attention a situation which could potentially be of the utmost gravity for Long Island as well as the rest of the country. This is the deficiency now being experienced in the supply of natural gas relative to existing demand. "

They further request that the Board give their urgent consideration to legislation deregulating the price of new gas. Filed.

Copies to Town Board and Town Attorney.

Fiscal Advisors, Inc., dated 7/22/75, stating: "After a thorough review of the outstanding debt of the Town and the present and projected condition of the municipal bond market, it is our opinion that the Town should proceed with a bond issue to include those issues which have been outstanding for sometime. These issues are outlined on the enclosed proposed maturity schedules which when approved informally by the Town Board, notification should be forwarded to the respective bond counsel in order that they may prepare papers in connection with the bond sale. "

They further recommend several suggestions regarding the sale of bonds. Filed. Copies to Town Board and Town Attorney.

Town Clerk informed the Board that she had contacted Mr. John J. Durcan of Fiscal Advisors, Inc., and requested that he meet with the Town Board on Tuesday, August 12th, 1975 at 10:30 A. M., to finalize the matter of the bond sale. Mr. Durcan has agreed to meet with the Board.

James Woodson, dated 7/28/75, informing the Town Board that the "Allied Optical Women's Soft Ball Team" would like to play the 49'ers in a benefit game at Stotsky Park on August 17th at 8 P. M., for the benefit of the Henry Francke Baseball Memorial Fund and request permission to use the Park. He further states that the team would like to know if there will be any charge for the use of the lights. Filed.

Copies to Town Board and Town Attorney.

Mr. Woodson was granted the use of the Park by the Town Board and also inasmuch as the game is for charity purposes, there will be no charge for the use of the lights.

8/8/75

COMMUNICATIONS continued:

Cooperative Extension, dated 7/75, submitting a new packet of land use educational materials including summaries of two important references on land use issues plus a background statement about cooperative extension. Filed.

Copies to Town Board and Town Attorney.

Mrs. Joseph P. Gill, Secretary Beautification Committee of Wading River Civic Ass'n., dated 7/29/75, expressing thanks to Stanley Grodski and his staff for the fine and prompt job of weeding the planters in the village parking lot. Further stating appreciation for the Recreation Department's co-operation. Filed. Copies to Town Board and Town Attorney.

Donald A. Denis, dated 7/30/75, submitting revised plans for paving adjacent to the Demchak property for the new Town Hall.

He further states that he has sent additional copies to the contractor, J. J. True Associates, to establish any possible change in the contract cost and will notify the Town Board of any cost differences that might arise from same. Filed.

Copies to Town Board and Town Attorney.

John Allseco, Wading River, dated 7/31/75, making objection to proposed Wading River Ferry. Filed.

Copies to Town Board and Town Attorney.

HIGHWAY DEPARTMENT MATTERS

Alex Horton, Supt. of Highways, complained about a resolution handed to him by Councilman Young, about paying a bill for tree stumps, saying that no one had a right to write any resolution for the Highway Department but him.

He further complained that that bill was a Town expense not Highway and the Town must pay it, because he would not.

Further discussion ensued.

Mr. Horton also complained about the unnecessary bulkheading that was put in at Meetinghouse Creek, stating it has caused a flooding problem because there is no provision for drainage now.

Further discussion followed.

RECEIVER OF TAXES

Irene J. Pendzick, Receiver of Taxes stated she has been receiving inquiries about the percentage of collections for last year and just wanted to say that the Town of Riverhead has collected 96% of the 1974-75 taxes.

UNFINISHED BUSINESS

Town Attorney Allen Smith reported as follows on the proposed change of Zoning Ordinance #26 relating to Signs, that he and Councilman Menendez have met and discussed several amendments to the ordinance and he hoped that he would have a draft of those amendments ready for the Board's consideration in time for the next Executive Board meeting.

CODIFICATION: Town Clerk reported that Mr. T. Brian Clancy of the Code Publishers Corporation and Zoning Inspector Edward R. Munson will appear at the next Executive Board Session regarding the Codification revision.

Supervisor Leonard recessed the meeting to hold a Public Hearing.

PUBLIC HEARING - 11:00 A.M.

Town Clerk submitted affidavits of publishing and posting Public Notice Calling Public Hearing on Proposed Ordinance #44, relating to Landmarks Preservation.

The affidavits were ordered filed.

Supervisor Leonard thereupon declared the Hearing open and asked if anyone wished to be heard.

John Munzel, Esq., 548 Roanoke Avenue, Riverhead, New York, addressed the Board speaking on the very costly problems of upkeep of older buildings, citing his own building as an example, saying that in 1971 it cost him \$6,000 to paint and restore and now it needs it again, at an estimated cost of \$3,300.

He then commented that this ordinance may bind people owning historical buildings to keep pouring money into old wood, etc. to maintain appearances.

He further stated that there were other ways of handling something like this: one being to condemn properties outright and be eligible for Federal funding to pay partial costs of restoration.

He then cited several other alternatives that might reduce upkeep costs.

He concluded by saying that he urges the Board not to pass this ordinance, but to seek other avenues of preservation, as the burden will fall on the landmark owner.

Lindsley Schepmoes, President of the Riverhead Town Preservation and Landmark Society (which is sponsoring the proposed Landmark Preservation Ordinance), spoke on behalf of the ordinance, saying he was afraid that there has been misunderstanding as to what the resolution would do, simply because the financial advantages were not a part of the ordinance itself.

He then commented that landmarking the districts would make the Town a candidate for 50% of State financing for formal landmark buildings and went on to describe what the money would be used for regarding the maintenance of landmark buildings.

He further stated that in general, all this ordinance will do, as far as demolition is concerned, is to provide a grace period, in which people interested in preservation will have to make every effort to find some contemporary re-use for any building that is threatened.

He concluded by saying that the owner's rights in landmark cases will most certainly be respected.

Supervisor Leonard asked who would be in charge of deciding, for instance, whether or not Mr. Munzel's building was a landmark.

Mr. Schepmoes replied that someone would have to propose that a building be designated as a landmark and then a public hearing would be held, after which the Town Board would be responsible for the decision, not the Landmark's Preservation Commission.

PUBLIC HEARING continued:

Dr. Caryl Granttham, speaking for Riverhead First, stated she was in favor of the ordinance and further that she felt Riverhead could be a leader for the first time in a movement that is taking hold all over the country.

She then urged the Town Board to act favorably on this ordinance.

Mr. Munzel spoke again saying that the 50% sounds nice, but the money has got to be there. He then read excerpts from Historic Preservation Grants and the explanation of the grant process.

Robert Mackay, Director of the Society for Preservation of Long Island Antiquities spoke in favor of the ordinance and further reiterated points on state funding and final decisions being up to the Town Board.

Edwin S. Lapham, Esq., spoke in favor of the ordinance saying he feels the Town has lost so much of our heritage already with the destruction of so many of our old buildings right here in Town and further stated that this ordinance should be passed as soon as possible, regardless of possible hardships that might occur.

John Munzel, apologized for burdening the Board and went on to say that he heartily agrees with Mr. Lapham, that the old buildings should be preserved and not demolished, but his question was what do people do between demolition and preservation, as that was where he felt the ordinance was lacking.

Henry Vookout, stated he was interested in historic preservation, but wanted to give a different point of view on the subject, stating that he felt it was immoral to destroy an old building, unless it was deemed to be in the public interest.

He concluded by recommending the adoption of the ordinance.

Patricia Stark, spoke in favor of the ordinance and urged its adoption.

Roy Hooper, stated that he felt the trouble with Riverhead was the younger generation.

Supervisor Leonard reminded Mr. Hooper that his comments did not relate to the subject at hand and was told he could air his views after the public hearing, during personal appearances.

No one else wishing to be heard and no communications having been received thereto, Supervisor Leonard declared the hearing closed and re-opened the meeting.

PERSONAL APPEARANCES

Supervisor Leonard asked if anyone wished to be heard and the following responded:

Dr. Caryl Granttham, spoke on the proposed LILCO Nuclear Plant in Jamesport and gave the Board copies of an article entitled "Evacuation After a Nuclear Accident: Can It be Done?"

PERSONAL APPEARANCES continued:

Dr. Granttham then asked the Board how they could cope with a similar problem of evacuation, in case of a nuclear accident.

She continued by talking about Sound Avenue being an historic corridor and the efforts of Riverhead First in that matter.

She then read a letter from a total stranger, Mrs. George A. Duce, concerning the preservation of Sound Avenue, which is as follows:

"I am writing to you to express my outrage and horror after having read in today's issue of Newsday, where LILCO proposed to destroy our slow-paced New England Sound Avenue. I say "ours" because my husband and I adore Sound Avenue so completely.

It is our opinion that it is one of the last bits of rural Long Island left and the buildings and farms along side represent history, still unaltered by modern day (inaudible due to noise from traffic outside).

To ride East on Sound Avenue is to recall earlier times. So much of the road is like New England, quiet, slow moving, unassuming, fresh and pure.

We truly would be heartsick to see any of it changed, "improved" or whatever you want to call it.

I'm wondering if there is any committee that we can join to save that road. I'm positive that there are many persons like ourselves that would be willing to help, people who feel as we do. In fact, I know families who "unwind" by taking a ride on that lovely country road, Sound Avenue. And I intend to contact them. We must indeed protect this little bit of what is left before it becomes a hideous metropolis. " (End)

Supervisor Leonard then asked if Mr. Hooper cared to speak and he declined.

ELI Lurie, Sound Shore Road (approximately one air mile from the proposed LILCO Nuclear Plant in Jamesport) spoke saying that he was very concerned about the noise that will be generated both during construction and the operation of the plant.

He continued to speak about the noise decibels that would be injurious to people's health.

Paul Meyer complained about the lack of interested Townspeople and the skimpy attendance at Town Board Meetings.

He then said that the Town Board ought to designate 635 East Main Street as a landmark.

Carol Rogers, Jamesport, recommended more Police Protection at Stotsky Park during Little League games, etc., due to cars being broken into, kids ganged up on, knives pulled on people and so forth.

She further stated that the Recreation Department is doing a fine job "keeping the kids off the streets," but the boys who do not participate in the programs try to take over the facilities and are scaring parents and kids alike with their actions.

Supervisor Leonard asked if the Police were ever contacted in these cases.

Mrs. Rogers said that they were called when the cars were broken into.

RESOLUTIONS

Councilman Young offered the following resolution which was seconded by Town Justice Leonard.

RESOLVED, That Frank Harris be and is hereby hired as a temporary laborer in the Highway Department, effective July 17, 1975, at the hourly rate of \$3.85, and that his services are hereby terminated as of July 27, 1975.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Town Justice Manning offered the following resolution which was seconded by Councilman Menendez.

RESOLVED, That Highway bills submitted on abstracts dated August 5, 1975, as follows:

General Repairs Item #1: Mobil Oil Corporation, bills dated July 8, 11, 21 and 25, 1975 totalling \$1,613.79,

Machinery Item #3: Island Ford Tractor Sales, Inc., bills dated July 11 and 21, 1975 totalling \$522.47, and

Miscellaneous Item #4: Capitol Highway Materials, Inc., bill dated July 18, 1975 in the amount of \$2,465.80; be and the same are hereby approved for payment.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Councilman Menendez offered the following resolution which was seconded by Town Justice Manning.

WHEREAS, The Town of Riverhead has requested the County of Suffolk to dredge a navigation channel in East Creek, Town of Riverhead, and

WHEREAS, The County of Suffolk proposes to do said dredging of East Creek, in the Town of Riverhead at a nominal cost to the Town of Riverhead, and

WHEREAS, In order to accomplish said dredging, plans, specifications, agreements and other documents must be executed on behalf of the Town of Riverhead, now therefore be it

RESOLVED, That the Supervisor be and he hereby is authorized to execute, on behalf of the Town of Riverhead, all necessary plans and specifications, spoil area agreements, assurances to the County of Suffolk, license and/or dredging permit applications to Federal and State Agencies and all other documents that may be required to accomplish said dredging work.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued:

Town Justice Manning offered the following resolution which was seconded by Councilman Menendez.

RESOLVED, That the terms of the following members of the Town of Riverhead Narcotics Guidance Council be extended for a period of one year, effective August 1st, 1975:

Miss Grace K. Marano
Rev. Richard Adinolfi
Thomas Twomey, Esq.

Dr. Alfred Smith
Mrs. Bernice Mack
Elwood Lamb

Sherwood Johnson

AND FURTHER RESOLVED, That the aforesaid members of the Narcotics Guidance Council will serve at no additional compensation.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Town Justice Leonard offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the following police officers be paid recall time from April, 1975, to and including June, 1975, as per P.B.A. Contract, at time and one half their regular salary:

1.	H. Boden	4-17-75	4 Hours	\$ 45.78	
2.	T. Dorfer	4-21-75	4 Hours	\$ 41.76	
3.	F. Foote	4-01-75	4 Hours	\$ 41.76	
		4-21-75	4 Hours	41.76	
		6-16-75	6 Hours	62.64	
		6-23-75	4 Hours	41.76	
					\$187.92
4.	J. Grattan	6-02-75	4 Hours	\$ 49.08	
5.	L. Griffing	4-10-75	4 Hours	\$ 43.44	
6.	O. McDonald	5-12-75	4 Hours	\$ 41.76	
		5-27-75	4 Hours	41.76	
					\$ 83.52
7.	W. Moisa	6-05-75	6 Hours	\$ 65.16	
8.	W. Palmer	4-04-75	4 Hours	\$ 46.80	
		4-05-75	4 Hours	46.80	
		5-19-75	4 Hours	46.80	
		5-23-75	4 Hours	46.80	
		6-10-75	4 Hours	46.80	
					\$234.00

RESOLUTION - continued:

9. J. Psaltis	6-09-75	4 Hours	\$ 32.82	
10. F. Romaniello	6-02-75	4 Hours	\$ 41.76	
11. A. Summerville	4-21-75	4 Hours	\$ 46.80	
	5-16-75	4½ Hours	52.65	
	5-17-75	4 Hours	46.80	
	6-17-75	4 Hours	46.80	
	6-18-75	4 Hours	<u>46.80</u>	\$239.85
12. W. Witt	5-05-75	4 Hours	\$ 39.12	
	6-30-75	4 Hours	<u>39.12</u>	\$ 78.24
13. K. Woods	4-10-75	4 Hours	\$ 32.82	
	6-30-75	4 Hours	<u>32.82</u>	\$ 65.64
14. D. Yakaboski	6-09-75	4 Hours	\$ 41.76	

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Town Justice Leonard offered the following resolution which was seconded by Councilman Young. BE IT RESOLVED, That the following police officers be paid overtime from April, 1975 to and including June, 1975, as per P.B.A. Contract at time and one half their regular salary:

1. F. Alexander	3-29-75	1 Hour	\$ 10.44	
2. J. Dunleavy	6-10-75	1 Hour	\$ 10.44	
3. V. Gianni	6-06-75	2½ Hours	\$ 20.51	
	6-08-75	2 Hours	<u>16.41</u>	\$ 36.92
4. J. Hughes	6-01-75	1½ Hours	\$ 14.67	
5. D. Miller	6-08-75	3 Hours	\$ 24.61	

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued:

Councilman Young offered the following resolution which was seconded by Town Justice Leonard

WHEREAS, The Town of Riverhead and Everett B. Raynor, entered into a three (3) year lease dated August 4, 1959, expiring August 31, 1962, covering drainage privileges from Hallock Street, and

WHEREAS, Said lease has a provision for renewal on a year to year basis, and was duly renewed under the provisions of said lease for the period ending August 31, 1975.

NOW, THEREFORE BE IT RESOLVED, That the Town of Riverhead renew the said lease on a year to year basis at an annual rental of \$150.00, and on the same terms and conditions contained in said lease, the present renewal being for the year ending August 31, 1976, and be it

FURTHER RESOLVED, That the Town Clerk send notification of this intention to the said Everett B. Raynor.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Councilman Young offered the following resolution which was seconded by Town Justice Leonard.

RESOLVED, That the Town Clerk be and is hereby authorized to advertise for sealed bids for One (1) New 1975 Hydraulic Material Spreader for use of the Town of Riverhead Highway Department, and be it

RESOLVED, That specifications and forms for bidding be prepared by the Superintendent of Highways, and bids to be returnable up to 11:00 A.M. on Monday, August 18, 1975, and be it further

RESOLVED, That the Town Clerk be and is hereby designated to open publicly and read aloud on Monday, August 18, 1975, at 11:00 A.M., at the Town Clerk's Office, 220 Roanoke Avenue, Riverhead, New York, all sealed bids bearing the designation "Bid on Spreader".

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Supervisor Leonard asked Mr. Horton if he is using the second-hand spreader that he bought several months ago.

Mr. Horton replied that he will use it this winter.

Town Justice Manning offered the following resolution which was seconded by Councilman Menendez.

WHEREAS, An application for subdivision approval has been presented to the Town Planning Board by EASTGATE COUNTRY ESTATES, and said application has been reviewed and approved by the Planning Board subject to several conditions and one of those conditions is this Board's approval of the Performance Bond, and said bond has been presented and reviewed by the Town Attorney, now, be it

RESOLVED, That the Performance Bond No. 79-68-85, in the amount of \$67,000.00, of the Seaboard Surety Company and under the name of EASTWOOD BUILDERS, INC., is approved as to form, sufficiency and manner of execution and that it be filed with the Town Clerk and be subject to further resolution of this Board.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

RESOLUTION - continued:

The resolution was thereupon declared duly adopted.

Councilman Young offered the following resolution which was seconded by Town Justice Leonard.

WHEREAS, Thomas Sendlewski, Jr. has satisfactorily completed a probationary period of six months as Labor Foreman in the Highway Department, effective August 3, 1975, now, therefore, be it

RESOLVED, That Thomas Sendlewski's salary be and is hereby increased from \$5.25 per hour to \$5.50 per hour, payable bi-weekly, effective August 3, 1975.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Councilman Young stated that the Town Board has authorized Charles Woods, Jr., at the present time to take this resolution up to Hauppauge, where the Department of Transportation is having a hearing with the Long Island Ferry Study Commission.

He further stated that this resolution, if it is passed, will be the Board's stand on the ferry issue.

He then commented: "Speaking for myself, I don't like the effect that it would have on the Wading River area, because we want Wading River to remain rural residential. But even more important, I think I should speak about the people in Riverhead, as Federal and State taxpayers. It's going to cost between 33 and 50 million dollars to construct these facilities for the ferry. That all comes out of state taxes and maybe federal taxes. And after construction there will be a subsidy, if 200,000 cars a year go, of \$19.41 for every car that gets on that ferry."

Councilman Young offered the following resolution which was seconded by Town Justice Leonard.

WHEREAS, The Suffolk-Nassau Planning Commission, the Tri-State Regional Commission, the New York State Department of Transportation, the New England River Basins Commission, and the Suffolk County Executive Office are all considering the feasibility of establishing a ferry route between Wading River and Connecticut, and

WHEREAS, The southern terminus of this route will either be close to or actually in Wading River, in the Town of Riverhead, and

WHEREAS, The Wading River area is one of our most valuable residential neighborhoods, zoned for one acre residences at present and designated as low density residential in the Riverhead Master Plan, and

WHEREAS, To establish this route, docks, moorings, bulkheading and groins will have to be built at a shoal area in the Sound and the access to these facilities will be through high cliffs or fragile wetlands. The government bureaus named above have estimated the initial capital outlay of between 33 and 52 million dollars of the taxpayers money, and

RESOLUTION - continued:

WHEREAS, These same government bureaus foresee a yearly subsidy of taxpayers' dollars to support this venture, and

WHEREAS, At the point the Sound is 20 miles wide as compared to twelve miles at Port Jefferson and eight miles at East Marion, and

WHEREAS, At the present time, there are two other ferry routes in operation, one at Port Jefferson and one at Orient Point, and

1. Both routes use existing docks, thereby causing no disruption of our shoreline.
2. Both routes exist without a subsidy at this time.
3. The cost of crossing at the Orient Point Ferry is at the present time less than the amount of the anticipated subsidy.
4. The companies that own these routes pay taxes - thereby helping to support the government bureaus that are endeavoring to eliminate them.
5. The Orient Point Ferry now runs all year and can at the present time carry the 200,000 cars per year that the Wading River operation hopes to transport at some future date. In 1976 the Orient Ferry will be able to carry over 300,000 cars per year, and if the demand is there will expand further.

NOW, THEREFORE, BE IT RESOLVED, That the Town Board of the Town of Riverhead, finds that the Wading River Ferry operation is unwarranted and opposed by this Board and further that this proposal is a classic example of the government's disregard for the interests and welfare of the people most affected as well as the obvious economic realities of a situation. We ask that the Wading River Route be abandoned.

The resolution was passed by a unanimous vote of the Board.

Town Justice Manning offered the following resolution which was seconded by Councilman Menendez and unanimously adopted.

WHEREAS, The Open House - Riverhead Community Center is a facility provided by the Town of Riverhead for the purpose of providing its residents with a program of recreational and educational activities free of charge, and

WHEREAS, Its program includes individual, group, family and crises counseling free of charge, and

WHEREAS, Its educational program for youth deals with such subjects as mental health, human relationships and communication skills, and

WHEREAS, Its recreational activities for youth include socials, games, dances and sports, and

WHEREAS, It conducts an information and referral service, and

RESOLUTION - continued:

WHEREAS, It serves as a meeting place for non-profit and self-help organizations, and

WHEREAS, It will sponsor the following events during the week of August 17th - 23rd: Bowling Tournament, Softball Game, Musical Jamboree, Dance and Mr. & Mrs. Open House Contest and an Eating Contest,

NOW, THEREFORE, BE IT KNOWN That the Town Board of the Town of Riverhead hereby proclaims the week of August 17th - 23rd, 1975, Open House - Riverhead Community Center Week and asks all residents of the Town of Riverhead to take advantage of the special activities sponsored by Open House for the week of August 17th - 23rd and to become more aware of the services that Open House provides the residents of Riverhead.

Town Justice Leonard offered the following resolution which was seconded by Councilman Young.

RESOLVED, That the resignation of Arthur Anderson as School Crossing Guard, effective July 17, 1975, be and is hereby accepted with regrets.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Councilman Young offered the following resolution which was seconded by Town Justice Leonard.

BE IT RESOLVED, That Alex Horton, Supt. of Highways, be and is hereby authorized to repair the sidewalk in front of the U.S. Post Office on Second Street in Riverhead, and

BE IT FURTHER RESOLVED, That the U.S. Post Office will pay the supplier for the cement, in an amount not to exceed \$200.00, and

FURTHER RESOLVED, That the supplier be responsible for forwarding his bill for the cement to the Postmaster, U.S. Post Office, Second Street, Riverhead, New York 11901.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Judge Manning asked Mr. Horton if he had any problems with that project and Mr. Horton answered: "No."

Town Justice Manning offered the following resolution which was seconded by Councilman Young.

RESOLVED, That the attached resolution calling a hearing for a special permit for Broad Cove be published in the official

RESOLUTIONS

newspaper and the two additional official newspapers for the Town of Riverhead.

- - - - -
 Petition of Broad Cove, Inc. and #
 Leonard G. Sucsy for Issuance of #
 a Special Permit to Construct #
 Multiple Family Dwellings, Apart- #
 ment Houses and Garden Apartments #
 - - - - -

PUBLIC NOTICE

PLEASE TAKE NOTICE that a hearing will be held on the 19th day of August, 1975 at 8:00 in the P.M. of that day at the Town Hall, 220 Roanoke Avenue, Riverhead, New York before the Town Board of the Town of Riverhead to hear all persons interested for and against the application of Leonard Sucsy for a special permit pursuant to the provisions of Section 205A, 2 of Ordinance No. 26 of the Town of Riverhead to erect certain improvements mainly consisting of a maximum 700 condominium units, multiple family dwellings, apartment houses or garden apartments on land generally bounded on the South and West by Terry's Creek, on the North by Hubbard Avenue, on the East by lands of Lewin and others as set forth in Schedule A, as follows:

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being at Aquebogue, in the Town of Riverhead, Suffolk County, New York, bounded and described as follows:

PARCEL 1: BEGINNING at a point in the westerly side of Meeting House Creek Blvd. where the same is intersected by the Southerly side of the land of the Long Island Railroad and from said point of beginning running THENCE along the westerly side of Meeting House Creek Blvd. South 23 degrees 09 feet East 50.00 feet; THENCE along the easterly side of Overlook Drive South 7 degrees 00 feet West 11.57 feet; THENCE South 66 degrees 51 feet West 476.21 feet to other land of the seller herein; THENCE along said land North 20 degrees 42 feet 30 inches West 60.05 feet to the land of the Long Island Railroad; THENCE along the land of the Long Island Railroad North 66 degrees 51 feet East 616.56 feet to the westerly side of Meeting House Creek Blvd. at the POINT OR PLACE OF BEGINNING: Containing 0.819 acre.

PARCEL 2: COMMENCING at the point of intersection of the south line of land of Long Island Railroad Company and the west line of land formerly of Karl and Edna Lewin; THENCE South 20 degrees 42 feet 30 inches East 1025.05 feet to a point; THENCE South 59 degrees 29 feet 30 inches East 110.9 feet to a point; THENCE South 22 degrees 36 feet East 62.72 feet to a point; and THENCE South 8 degrees 43 feet 30 inches East 90.3 feet to a point; THENCE South 29 degrees 54 feet 30 inches West 126.55 feet to a point; THENCE South 86 degrees 28 feet 30 inches West 69.8 feet to a point on the shore of Broad Cove Creek; THENCE Southerly and thence westerly along Broad Cove Creek as it winds and turns to Terry's Creek and thence westerly along Terry's Creek as it winds and turns to the south line of lands of Long Island Railroad Compsny; THENCE North 67 degrees 17 feet 30 inches East 1095.0 feet to a monument; THENCE North 66 degrees 21 feet East 1378.1 feet and; THENCE North 66 degrees 51 feet East 840.85 feet to the POINT OR PLACE OF BEGINNING, the last three courses being along the south line of lands of

RESOLUTION - continued:

Long Island Railroad. Containing 105 acres more or less.
TOGETHER with all rights, title and interest of the sellers
in and to land lying under the waters of Broad Cove Creek
and Terry's Creek adjacent to the above described premises.

The vote, Councilman Menendez, Yes, Town Justice Manning,
Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor
Leonard, Yes.

The resolution was thereupon declared duly adopted.

Town Justice Leonard offered the following resolution
which was seconded by Councilman Young.

WHEREAS, The Town Planning Board of Riverhead by a
Resolution, dated August 14, 1974, set forth the prerequisites to
the approval of the proposed subdivision known as "JAMESPORT ASSOCI-
ATES", and

WHEREAS, On the 14th day of August, 1974, the Town
Planning Board of Riverhead fixed as one of the prerequisites to the
approval of the proposed subdivision the filing of a Performance Bond
or Surety Bond in the amount of \$46,000.00 with the Riverhead Town
Board guaranteeing the faithful completion of the construction of
highways within the proposed subdivision in accordance with the con-
struction specifications in the "Rules and Regulations for the Dedi-
cation of a Public Highway in the Town of Riverhead, Suffolk County,
New York" and in accordance with the conditions set forth in the
aforementioned resolution of the Riverhead Town Planning Board dated
August 14, 1974, and

WHEREAS, JAMESPORT ASSOCIATES, as Principal, and PAUL
COHEN, HORTENSE FRIEDLANDER, HARRY S. FRIEDLANDER, HAROLD H. GOTTLIEB,
EVELYN GROSSMAN, SEYMOUR GROSSMAN, and JULIE KAPILOW, as Surety,
have filed with this Town Board a Performance or Surety Bond in the
amount of \$46,000.00 together with Savings Book Passbooks, Certifi-
cates of Deposit and Savings Certificates, all properly endorsed to
the Town Board of the Town of Riverhead, in the amount of \$46,000.00
guaranteeing to the Town Board of the Town of Riverhead faithful per-
formance in the completion of the roads to be constructed in the pro-
posed subdivision known as "JAMESPORT ASSOCIATES", which bond sets
forth completion of the roads in a period not exceeding two (2) years,
pursuant to Section 277 of the New York Town Law and in accordance
with Section III, paragraph F of the Rules and Regulations of the
Planning Board for the Subdivision and Platting of Land,

NOW, THEREFORE, BE IT RESOLVED, That the Performance or
Surety Bond in the amount of \$46,000.00 naming JAMESPORT ASSOCIATES
as Principal, PAUL COHEN, HORTENSE FRIEDLANDER, HARRY S. FRIEDLANDER,
HAROLD H. GOTTLIEB, THELMA GOTTLIEB, EVELYN GROSSMAN, SEYMOUR GROSS-
MAN, and JULIE KAPILOW, as Surety, and the RIVERHEAD TOWN BOARD as
Obligee, for the faithful performance of all conditions set forth in
the resolution of the Town of Riverhead Planning Board dated August 14,
1974, with reference to the proposed subdivision to be known as
"JAMESPORT ASSOCIATES", is satisfactory to the Town Board as to form,
sufficiency, manner of execution and surety, for the completion of
such improvements as are not constructed.

RESOLUTION - continued:

Town Attorney, Allen M. Smith spoke before the taking of the vote saying that this is being done on a passbook provision, but one withdrawal slip was not signed and no certified copies of the resolution should be given out until this is done.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Town Justice Leonard offered the following resolution which was seconded by Supervisor Leonard.

RESOLVED, That the Supervisor be and is hereby authorized to pay the Davey Tree Expert Company the amount of \$228.00 from Highway Department Item #4 - Miscellaneous Funds for the removal of stumps, which amount is to be charged to the budget appropriation for trees.

Mr. Horton stated that the Judge had no right to offer this resolution.

Judge Leonard then stated emphatically that he wasn't questioning that part of the resolution, but he was taking a stand now by saying that when Riverhead is worth \$100 million, he wasn't going to take anyone coming in before the Board and saying if they didn't pay this \$228.00, he was going to sue the Town.

He further stated that he didn't care where the money came from, but it was there in the budget and this bill was going to be paid and put an end to this ridiculous fighting over whose budget should pay it.

A heated discussion between Mr. Horton and the Board followed.

Councilman Menendez asked the Town Attorney for his opinion on the matter.

Town Attorney stated that as he explained to the Board sometime ago, in writing, that unless items are accounted for, specifically in the Highway Department Budget when the budgets are made out in the fall, expenses incurred by Mr. Horton's Department, while doing a job for the Town Board, have to be paid out of General Town Funds.

He further stated that expenses have to be "spelled out" in the budgets with a specific amount allotted for them and not decided upon after the budgets are approved.

Supervisor Leonard stated that Mr. Horton took this tree job upon himself and he had the money in his budget for trees, so he was going to pay this bill out of his budget!

RESOLUTION - continued:

Mr. Horton stated that the Town Board ordered him to trim the trees and remove the dead ones and it was the Town Board's baby and they were going to pay the bill, not him!

Further discussion followed.

Supervisor Leonard insisted for the third time, that a motion had been made and seconded and called for the vote, as follows:

Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, No, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

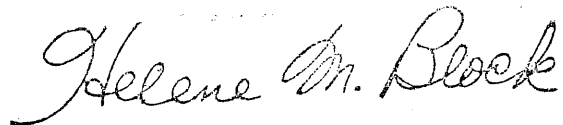
The resolution was thereupon declared duly adopted.

Judge Manning commented that in the last several weeks the Board has received letters thanking them for having the intersection of Sound Avenue and Fresh Pond Avenue fixed and further thanked Mr. Horton, personally, for the fine job he did repairing and resurfacing Sound Avenue.

He then remarked that although a bond for \$25,000.00 was issued to cover the costs of this job, Mr. Horton did the job for \$19,000.00, thus saving the Town \$6,000.00.

Other members of the Board then congratulated Mr. Horton on doing so well in staying under the proposed cost.

There being no further business on motion and vote, the Meeting adjourned at 12:30 P.M. to meet on Tuesday, August 19th, 1975, at 7:30 P.M.



HMB/mhj

Helene M. Block, Town Clerk